

The court incorporates by reference in this paragraph and adopts as the findings and orders of this court the document set forth below. This document was signed electronically at the time and date indicated, which may be materially different from its entry on the record.



Dated: 01:33 PM September 20, 2017


Russ Kendig
United States Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO**

IN RE: : **CHAPTER 13 PROCEEDING**
GARETT W. EACKELBARY : **CASE NO. : 17-61538**
: **JUDGE RUSS KENDIG**
DEBTOR(S) : **ORDER TO DISMISS WITH**
PREJUDICE

This matter came before the Court on the Chapter 13 Trustee's Motion to Dismiss with Prejudice.

The Trustee submits that the Debtor has waived the timely opportunity to object, request a hearing, or otherwise contest the dismissal.

Based upon the evidence presented, the Court finds the Motion should be **GRANTED**.

THEREFORE, IT IS THE ORDER OF THIS COURT that the Chapter 13 case of the Debtor is **DISMISSED WITH PREJUDICE** and that the debtor is enjoined from filing another case in bankruptcy for one hundred eighty (180) days without leave of the Court.

Signed under the pains and penalty of perjury.

/s/ Toby L. Rosen
Toby L. Rosen, Trustee

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Ist of parties to be served the above order:

GARETT W. EACKELBARY
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HARTVILLE, OH 44632

CHARLES W. FONDA
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#650
CLEVELAND, OH 44113

U.S. Trustee